TOWN OF BILLERICA

FINAL WARRANT

ANNUAL SPRING TOWN MEETING

Annual Spring Town Meeting
Tuesday, May 4, 2010 at 7:30 PM

At

Billerica Town Hall Auditorium

Article Number	Purpose	Value	Funding Source	Submitted by:	Finance Committee Recommendation
1	To Set Compensation of Elected Officials			Finance Committee	
2	To Hear Reports of Town Departments, Committees & Officers			Town Manager; authorized by BOS	

Financial Articles

3	To Transfer Funds Between 2010 Budget Line Items	$ 391,800	Current Appropriations	Town Manager; authorized by BOS	
4	To Fund Collective Bargaining for BMEA DPW Workers		Raise and Appropriate / Available Funds	Town Manager; authorized by BOS	
5	To Fund Collective Bargaining for IAEP Police EMT's & Paramedics		Raise and Appropriate / Available Funds	Town Manager; authorized by BOS	
6	To Fund Collective Bargaining for IAFF Civilian Fire Alarm Operators		Raise and Appropriate / Available Funds	Town Manager; authorized by BOS	
7	To Fund Collective Bargaining for IAFF Firefighters		Raise and Appropriate / Available Funds	Town Manager; authorized by BOS	
8	To Fund Collective Bargaining for NEPBA Police Civilian Dispatchers		Raise and Appropriate / Available Funds	Town Manager; authorized by BOS	
9	To Fund Collective Bargaining for NEPBA Police Officers - Group (A) Patrolmen		Raise and Appropriate / Available Funds	Town Manager; authorized by BOS	
10	To Fund Collective Bargaining for NEPBA Police Officers - Group (B) Superior Officers		Raise and Appropriate / Available Funds	Town Manager; authorized by BOS	
11	To Fund Collective Bargaining for SEIU Local 888 Administrative Unit		Raise and Appropriate / Available Funds	Town Manager; authorized by BOS	
12	To Fund Collective Bargaining for IUPE Clerical Unit		Raise and Appropriate / Available Funds	Town Manager; authorized by BOS	
13	To Fund Salary Adjustments for Town Non-Union Personnel		Raise and Appropriate / Available Funds	Town Manager; authorized by BOS	
14	To Fund Collective Bargaining for Teachers Union		Raise and Appropriate / Available Funds	Billerica School Committee	
15	To Fund Collective Bargaining for School Paraprofessionals		Raise and Appropriate / Available Funds	Billerica School Committee	
16	To Fund Collective Bargaining for School Secretarial		Raise and Appropriate / Available Funds	Billerica School Committee	
17	To Fund Collective Bargaining for School Custodial		Raise and Appropriate / Available Funds	Billerica School Committee	
18	To Fund Collective Bargaining for School Administrators		Raise and Appropriate / Available Funds	Billerica School Committee	
19	To Fund Collective Bargaining for School Non-Union Personnel		Raise and Appropriate / Available Funds	Billerica School Committee	

20	To Fund Collective Bargaining for School Cafeteria Personnel		Raise and Appropriate / Available Funds	Billerica School Committee	
21	To Fund Omnibus Budget Article	$123,631,237	Raise and Appropriate / Available Funds	BOS, Town Manager & Finance Cmtee	
22	To Authorize Transfer of Funds by Town Manager and Finance Committee			Finance Committee	
23	To Authorize Departmental Revolving Funds		Revolving Funds	Town Manager; authorized by BOS & School Committee	
24	To Fund Town Capital Budget	$ 481,000	Overlay Surplus	Town Manager; authorized by BOS	
25	To Transfer Sewer Inflow and Infiltration Fund	$ 400,000	Inflow and Infiltration Fund	Town Manager; authorized by BOS	
26	To Fund the Fox Hill Cemetery Expansion Design	$ 110,000	Overlay Surplus	Town Manager; authorized by BOS	
27	To Fund the Town-Wide Water Meter Replacement Program	$ 6,000,000	Borrowing	Town Manager; authorized by BOS	

Economic Development Article

28	To Approve a Certified Project Application submitted by Pharmalucence, Inc.			Town Manager; authorized by BOS	

Land Use Articles

29	To Transfer Care, Custody, Management and Control of Old Ditson School			Town Manager; authorized by BOS & School Committee	
30	To Use a Certain Parcel of Land Located on Rangeway Road as a Cemetery			Petitioner	
31	To Sell for $1.00 five acres of Cabot Property to Billerica Housing Authority			Petitioner	

Committee Articles

32	To Revise the Composition of the Parker School Building Committee			Parker School Building Cmtee	
33	To Establish a General By-Law Review Committee			Rules Committee	
34	To Establish a Zoning By-Law Review Committee			Rules Committee	
35	To Amend Article II, Paragraph 12, Section 12.2 of the General By-Laws			Petitioner	

By-Law Changes

36	To Amend Section 13.B and add Section 13.F to the Zoning By-Laws			Planning Board	
37	To Amend Article VI, Section 12, Recreation Vehicles, General By-Laws			Marc Lombardo, BOS	
38	To Vote to Change Article VI Police Regulations of the General By-Laws			Robert Correnti, BOS	
39	To Vote to Change Article IX Vacant Building By-Law of the General By-Laws			Robert Correnti, BOS	

FINAL
WARRANT
2010 ANNUAL SPRING TOWN MEETING

Middlesex, ss.
To Any Constable in the Town of Billerica

Greetings,

You are hereby authorized and requested to notify and warn the inhabitants of said Town of Billerica qualified by law to vote in Elections and Town Affairs, to meet at the Maurice A. Buck Memorial Auditorium, Town Hall, 365 Boston Road, Billerica, MA on Tuesday, May 4, 2010 at 7:30 PM and subsequent Thursdays and Tuesdays until all of the business in the Warrant shall have been acted upon, then and there to vote on the following articles:

ARTICLE 1 - TO SET COMPENSATION OF ELECTED OFFICIALS

To see if the Town will vote to fix the compensation of the following six elected officers of the Town and determine any salary increase that shall become effective July 1, 2010; or act in relation thereto.

Selectmen, Chairman - $2,000
Selectmen, Members - $1,800
Town Clerk - $91,876; or act in relation thereto.

Submitted by the Billerica Finance Committee

ARTICLE 2 - TO HEAR REPORTS OF TOWN DEPARTMENTS, COMMITTEES & OFFICERS

To see if the Town of Billerica will vote to hear and act upon the reports of Town departments, committees and officers; or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

ARTICLE 3 - TRANSFER FUNDS BETWEEN 2010 BUDGET LINE ITEMS

To see if the Town will vote to transfer from available funds the sum of $391,800 to amend various Fiscal Year 2010 budget line items; or act in relation thereto.

Transfers From:		Transfers To:	
43330-5285 Solid Waste	$ 150,000	19370-7096 Legal	$ 75,000
91070-7030 Worker's Comp - Shared	$ 125,000	91070-7042 Medicare - Shared	$ 130,000
91070-7010 Building Insurance - Shared	$ 115,000	91070-7030 Unemployment - Shared	$ 155,000
12310-5110 Selectmen's Salary	$ 1,800	54350-5280 Veteran's Benefit	$ 30,000
		12370-7037 Community Strat Plan	$ 300
		69070-7077 Beautification	$ 1,200
		61020-5400 Library - Expenses	$ 300
	$ 391,800		$ 391,800

Submitted by the Town Manager; authorized by the Board of Selectmen

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ARTICLE 4 - TO FUND COLLECTIVE BARGAINING AGREEMENT - BMEA DPW WORKERS

To see if the Town of Billerica will vote to raise and appropriate or transfer from available funds a sum of money to fund the Collective Bargaining Agreement between the Town and BMEA DPW Workers (Billerica Municipal Employees Association); or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

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ARTICLE 5 - TO FUND COLLECTIVE BARGAINING AGREEMENT - IAEP POLICE EMT'S & PARAMEDICS

To see if the Town of Billerica will vote to raise and appropriate or transfer from available funds a sum of money to fund the Collective Bargaining Agreement between the Town and IAEP Police EMT's & Paramedics (International Association of EMT's & Paramedics); or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

ARTICLE 6 - TO FUND COLLECTIVE BARGAINING AGREEMENT - IAFF CIVILIAN FIRE ALARM OPERATORS

To see if the Town of Billerica will vote to raise and appropriate or transfer from available funds a sum of money to fund the Collective Bargaining Agreement between the Town and IAFF Civilian Fire Alarm Operators (International Association of Firefighters); or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

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ARTICLE 7 - TO FUND COLLECTIVE BARGAINING AGREEMENT - IAFF FIREFIGHTERS

To see if the Town of Billerica will vote to raise and appropriate or transfer from available funds a sum of money to fund the Collective Bargaining Agreement between the Town and IAFF Firefighters (International Association of Firefighters); or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

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ARTICLE 8 - TO FUND COLLECTIVE BARGAINING AGREEMENT - NEPBA POLICE CIVILIAN DISPATCHERS

To see if the Town of Billerica will vote to raise and appropriate or transfer from available funds a sum of money to fund the Collective Bargaining Agreement between the Town and NEPBA Police Civilian Dispatchers (New England Police Benevolent Association, Inc.); or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

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ARTICLE 9 - TO FUND COLLECTIVE BARGAINING AGREEMENT - NEPBA POLICE OFFICERS - GROUP (A) PATROLMEN

To see if the Town of Billerica will vote to raise and appropriate or transfer from available funds a sum of money to fund the Collective Bargaining Agreement between the Town and the NEPBA (New England Police Benevolent Association, Inc.) Group (A) Patrolmen; or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

ARTICLE 10 - TO FUND COLLECTIVE BARGAINING AGREEMENT - NEPBA POLICE OFFICERS - GROUP (B) SUPERIOR OFFICERS

To see if the Town of Billerica will vote to raise and appropriate or transfer from available funds a sum of money to fund the Collective Bargaining Agreement between the Town and the NEPBA (New England Police Benevolent Association, Inc.) Group (B) Superior Officers; or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

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ARTICLE 11 - TO FUND COLLECTIVE BARGAINING AGREEMENT - SEIU LOCAL 888 ADMINISTRATIVE UNIT

To see if the Town of Billerica will vote to raise and appropriate or transfer from available funds a sum of money to fund the Collective Bargaining Agreement between the Town and SEIU Local 888 Administrative Unit (Service Employees International Union); or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

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ARTICLE 12 - TO FUND COLLECTIVE BARGAINING AGREEMENT - IUPE CLERICAL UNIT

To see if the Town of Billerica will vote to raise and appropriate or transfer from available funds a sum of money to fund the Collective Bargaining Agreement between the Town and IUPE Clerical Unit (Independent Union of Public Employees); or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

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ARTICLE 13 - TO FUND SALARY ADJUSTMENTS FOR TOWN NON-UNION PERSONNEL

To see if the Town of Billerica will vote to raise and appropriate or transfer from available funds a sum of money to fund salary adjustments for Town Non-Union Personnel; or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

ARTICLE 14 - TO FUND COLLECTIVE BARGAINING AGREEMENT - TEACHERS' UNION

To see if the Town will raise and appropriate or transfer from available funds a sum of money to fund the Collective Bargaining Agreement between the Town of Billerica School Committee and the Billerica Federation of Teachers, Local 1677, MFT, AFT, AFL-CIO; or act in relation thereto.

Submitted by the Billerica School Committee

ARTICLE 15 - TO FUND COLLECTIVE BARGAINING AGREEMENT - SCHOOL PARAPROFESSIONALS

To see if the Town will raise and appropriate or transfer from available funds a sum of money to fund the Collective Bargaining Agreement between the Town of Billerica School Committee and the Billerica Federation of Teachers, Local 1677, MFT, AFT, AFL-CIO, Paraprofessionals; or act in relation thereto.

Submitted by the Billerica School Committee

ARTICLE 16 - TO FUND COLLECTIVE BARGAINING AGREEMENT - SCHOOL SECRETARIAL

To see if the Town will raise and appropriate or transfer from available funds a sum of money to fund the Collective Bargaining Agreement between the Town of Billerica School Committee and the American Federation of State, County and Municipal Employees, AFL-CIO, Council 93, Local 2747, Secretarial Employees; or act in relation thereto.

Submitted by the Billerica School Committee

ARTICLE 17 - TO FUND COLLECTIVE BARGAINING AGREEMENT - SCHOOL CUSTODIAL

To see if the Town will raise and appropriate or transfer from available funds a sum of money to fund the Collective Bargaining Agreement between the Town of Billerica School Committee and the American Federation of State, County and Municipal Employees, AFL-CIO, Council 93, Local 2747, Custodial Employees; or act in relation thereto.

Submitted by the Billerica School Committee

ARTICLE 18 - TO FUND COLLECTIVE BARGAINING AGREEMENT - SCHOOL ADMINISTRATORS

To see if the Town will raise and appropriate or transfer from available funds a sum of money to fund the Collective Bargaining Agreement between the Town of Billerica School Committee and the Billerica Administrators Group affiliated with the Massachusetts Association of Professional School Administrators; or act in relation thereto.

Submitted by the Billerica School Committee

ARTICLE 19 - TO FUND COLLECTIVE BARGAINING AGREEMENT - SCHOOL NON-UNION PERSONNEL

To see if the Town will raise and appropriate or transfer from available funds a sum of money to fund wage adjustments for Billerica School Personnel, Non-Union; or act in relation thereto.

Submitted by the Billerica School Committee

ARTICLE 20 - TO FUND COLLECTIVE BARGAINING AGREEMENT - CAFETERIA PERSONNEL

To see if the Town will raise and appropriate or transfer from available funds a sum of money to fund the Collective Bargaining Agreement between the Town of Billerica School Committee and the American Federation of State, County and Municipal Employees, AFL-CIO, Council 93, Local 2747, Cafeteria Employees; or act in relation thereto.

Submitted by the Billerica School Committee

ARTICLE 21 - FISCAL YEAR 2011 TOWN AND SCHOOL BUDGET

To see if the Town of Billerica will vote to adopt, pursuant to Article 5 of the Billerica Home Rule Charter, the following proposed line item budget for fiscal year beginning July 1, 2010 and ending June 30, 2011. It is anticipated that $37,375 will be transferred from the Hallenborg Rink Fund to fund a portion of the Debt Service Budget.

This budget was produced under the direction of the Board of Selectmen and represents a complete financial plan of all Town funds and activities that are subject to appropriation, including the budget as requested by the School Committee (Department Account #300-5100 - #300-5800) and provisions for a Reserve Fund (Account #13170-7063) administered by the Finance Committee.

The line item budget is arranged to show the actual expenditures for the three previous fiscal years, the adopted budget for the current fiscal year and the proposed budget for the ensuing fiscal year. It is summarized by Town agency, function and/or program including any proposed capital expenditures. The Town Manager's detailed budget and all explanatory information are available to the Town Meeting Representatives and the general public for inspection in the Town Manager's Office, the Public Library and the Town Clerk's Office. The following budget, when considered by the Town Meeting shall first be subject to amendment, if any, as may be proposed by the Finance Committee; or act in relation thereto.

Submitted by the Board of Selectmen, Town Manager and Finance Committee

		EXPEND FY2007	EXPEND FY2008	EXPEND FY2009	BUDGET FY2010	DEPT REQ FY2011	TMGR FY2011	FIN COM FY2011
122 - Board of Selectmen								
5110	Personnel	61,655	63,933	65,490	69,750	71,550	71,550	71,550
5190	Contractual Obligations	3,893	3,893	3,745	3,993	3,393	3,393	3,393
5400	Supplies & Expenses	815	1,000	1,000	1,000	1,000	1,000	1,000
5200	Contract Services/Leases	6,626	6,720	8,360	8,360	8,360	8,360	8,360
7044	NMCOG Assessment	9,622	9,622	9,863	9,863	9,863	9,863	9,863
5800	Capital Outlay	0	0	0	0	0	0	0
	TOTAL	82,611	85,168	88,458	92,966	94,166	94,166	94,166
123 - Town Manager								
5110	Personnel	299,849	291,804	288,601	276,168	355,457	355,457	355,457
5120	Permanent Part Time	0	6,336	15,320	15,054	16,654	16,654	16,654
5130	Overtime	1,500	0	0	0	0		
5190	Contractual Obligations	2,066	13,210	4,660	5,260	4,904	4,904	4,904
5400	Supplies & Expenses	24,758	36,503	28,667	30,000	30,000	30,000	30,000
5200	Contract Services/Leases	1,000	23	0	1,000	1,000	1,000	1,000
7037	Comm. Plan./Proj./Tech. Asst.	4,800	6,300	2,473	5,000	5,000	5,000	5,000
7050	Pensions	475	475	475	475	475	475	475
7051	Emp. Medical Exams	30,993	71,573	30,480	20,000	35,000	35,000	35,000
7053	Prof. Training/Development	8,408	5,423	3,619	9,500	12,500	12,500	12,500
7061	Pr. Town Rep./TM Handouts	9,509	13,345	10,000	10,000	10,000	10,000	10,000
7064	Uniforms	1,950	1,500	0	0	0	0	0
7094	Assessment Center	0	0	0	0	0	0	0
5800	Capital Outlay	0	0	0	0	0	0	0
	TOTAL	385,308	446,492	384,295	372,458	470,990	470,990	470,990
125 - Systems Admin.								
5110	Personnel	69,434	107,165	111,812	115,196	115,906	115,906	115,906
5190	Contractual Obligations	1,283	2,859	3,659	3,859	4,470	4,470	4,470
5400	Supplies & Expenses	55,420	52,281	55,061	54,528	49,828	49,828	49,828
5200	Contract Services/Leases	383,585	332,838	364,275	366,578	369,708	369,708	369,708
5800	Capital Outlay	0	0	0	0	0	0	0
	TOTAL	509,722	495,143	534,807	540,161	539,912	539,912	539,912
129 - Cable Advisory Committee								
5120	Permanent Part Time	0	0	0	0	0	0	0
5400	Supplies & Expenses	0	0	0	0	0	0	0
	TOTAL	0	0	0	0	0	0	0
131 - Finance Committee								
5120	Permanent Part Time	275	0	750	1,000	1,000	1,000	1,000
5400	Supplies & Expenses	0	0	0	0	0	0	0
5200	Contract Services/Leases	695	868	926	1,000	1,000	1,000	1,000
7063	Reserve Fund	0	0	0	120,520	120,520	120,520	120,520
	TOTAL	970	868	1,676	122,520	122,520	122,520	122,520

		EXPEND FY2007	EXPEND FY2008	EXPEND FY2009	BUDGET FY2010	DEPT REQ FY2011	TMGR FY2011	FIN COM FY2011
135 - Town Accountant								
5110	Personnel	171,219	175,320	185,542	187,587	187,777	187,777	187,777
5190	Contractual Obligations	4,258	4,458	4,069	4,042	5,697	5,697	5,697
5400	Supplies & Expenses	2,235	2,600	1,452	1,500	1,000	1,000	1,000
5200	Contract Services/Leases	1,950	2,000	540	1,600	1,000	1,000	1,000
7062	Town Audit	45,000	45,000	50,000	54,000	54,000	54,000	54,000
5800	Capital Outlay	0	0	0	0	0	0	0
	TOTAL	224,662	229,378	241,603	248,729	249,474	249,474	249,474
141 - Assessor								
5110	Personnel	232,785	273,610	290,406	297,150	260,933	260,933	260,933
5120	Permanent Part Time	28,763	0	0	0	0	0	0
5190	Contractual Obligations	9,470	6,884	9,448	11,918	7,770	7,770	7,770
5400	Supplies & Expenses	2,089	2,938	2,243	3,000	3,250	3,250	3,250
5200	Contract Services/Leases	33,000	33,000	15,402	33,000	67,750	67,750	67,750
5800	Capital Outlay	0	0	0	0	0	0	0
	TOTAL	306,107	316,432	317,499	345,068	339,703	339,703	339,703
145 - Treasurer/Collector								
5110	Personnel	421,291	388,179	419,617	434,875	445,246	445,246	445,246
5120	Permanent Part Time	19,147	19,911		20,409	20,409	20,409	20,409
5130	Overtime	0	0	0	0	0	0	0
5190	Contractual Obligations	19,585	12,075	11,566	13,977	12,877	12,877	12,877
5400	Supplies & Expenses	7,000	5,293	2,976	3,500	2,000	2,000	2,000
5200	Contract Services/Leases	23,850	19,994	20,109	16,998	15,000	15,000	15,000
5235	Tax Revenue Collection	74,000	74,000	66,769	62,600	50,000	50,000	50,000
5800	Capital Outlay	0	0	0	0	0	0	0
	TOTAL	564,873	519,452	521,037	552,359	545,532	545,532	545,532
161 - Town Clerk								
5110	Personnel	206,997	208,824	218,722	223,104	224,354	224,354	224,354
5190	Contractual Obligations	9,325	10,896	9,864	10,843	10,543	10,543	10,543
5400	Supplies & Expenses	612	812	952	1,360	1,360	1,360	1,360
5200	Contract Services/Leases	2,076	1,043	489	2,950	1,650	1,650	1,650
5800	Capital Outlay	0	0	0	0	0	0	0
	TOTAL	219,010	221,575	230,027	238,257	237,907	237,907	237,907
162 - Election Department								
5120	Permanent Part Time	40,738	77,631	43,389	15,298	46,344	46,344	46,344
5400	Supplies & Expenses	2,280	2,564	1,888	1,784	3,427	3,427	3,427
5200	Contract Services/Leases	32,865	56,574	57,912	40,083	45,834	45,834	45,834
5800	Capital Outlay	0	0	0	0	0	0	0
	TOTAL	75,883	136,769	103,189	57,165	95,605	95,605	95,605

		EXPEND FY2007	EXPEND FY2008	EXPEND FY2009	BUDGET FY2010	DEPT REQ FY2011	TMGR FY2011	FIN COM FY2011
163 - Board of Registrars								
5110	Personnel	75,799	79,285	77,569	42,649	42,649	42,649	42,649
5120	Permanent Part Time	2,490	2,527	2,616	2,723	2,723	2,723	2,723
5130	Overtime	860	0	0	0	0	0	0
5190	Contractual Obligations	5,943	6,536	6,816	2,143	2,143	2,143	2,143
5400	Supplies & Expenses	1,298	7,491	1,386	8,159	8,174	8,174	8,174
5200	Contract Services/Leases	2,172	3,258	2,262	3,575	2,875	2,875	2,875
5800	Capital Outlay	0	0	0	0	0	0	0
	TOTAL	88,562	99,097	90,649	59,249	58,564	58,564	58,564
171 - Conservation Commission								
5110	Personnel	84,645	136,628	130,469	154,841	154,199	154,199	154,199
5120	Permanent Part Time	17,695	0	0	0	0	0	0
5130	Overtime				1,859	1,962	1,962	1,962
5190	Contractual Obligations	6,581	4,913	600	1,600	1,600	1,600	1,600
5400	Supplies & Expenses	45	340	1,000	1,100	1,100	1,100	1,100
5200	Contract Services/Leases	6,689	42,343	7,524	9,758	9,757	9,757	9,757
7092	Beaver Dam Control	6,750	4,128	14,523	14,812	11,812	11,812	11,812
5800	Capital Outlay	0	0	0	0	0	0	0
	TOTAL	122,405	188,352	154,116	183,970	180,430	180,430	180,430
175 - Planning Board								
5110	Personnel	100,421	103,950	111,588	113,898	115,435	115,435	115,435
5120	Permanent Part Time	0	0	0	0	0	0	0
5130	Overtime	1,747	2,000	2,293	1,235	2,640	2,640	2,640
5190	Contractual Obligations	3,936	4,100	4,000	4,100	4,100	4,100	4,100
5400	Supplies & Expenses	595	751	785	825	814	814	814
5200	Contract Services/Leases	426	570	580	580	572	572	572
5800	Capital Outlay	0	0	0	0	0	0	0
	TOTAL	107,125	111,371	119,246	120,638	123,561	123,561	123,561
176 - Board of Appeals								
5110	Personnel	43,271	44,663	46,904	47,258	50,781	47,258	47,258
5120	Permanent Part Time	0	0	0	0	0	0	0
5130	Overtime	2,371	2,996	2,958	3,502	3,502	3,502	3,502
5190	Contractual Obligations	3,500	4,100	3,808	4,408	4,408	4,408	4,408
5400	Supplies & Expenses	471	182	514	860	752	752	752
5200	Contract Services/Leases	70	80	80	80	80	80	80
5800	Capital Outlay	0	0	0	0	0	0	0
	TOTAL	49,683	52,021	54,264	56,108	59,523	56,000	56,000

		EXPEND FY2007	EXPEND FY2008	EXPEND FY2009	BUDGET FY2010	DEPT REQ FY2011	TMGR FY2011	FIN COM FY2011
192 - Town Hall								
5110	Personnel	0	0	0	0	0	0	0
5190	Contractual Obligations	0	0	0	0	0	0	0
5400	Postage	94,767	94,531	100,460	100,858	100,858	100,858	100,858
5400	Custodial Supplies	3,421	3,601	4,000	4,000	4,000	4,000	4,000
5200	Supplies & Expenses	25,246	19,524	12,184	25,000	25,000	25,000	25,000
7059	Cleaning Services	0	0	0	0	0	0	0
5256	Utilities	185,571	178,245	186,141	200,000	192,000	192,000	192,000
7058	Building Maintenance	147,820	124,932	142,812	160,000	150,000	150,000	150,000
7055	Telephone	100,000	132,323	120,000	100,000	110,000	110,000	110,000
7065	Abandoned Buildings	5,000	10,703	3,000	3,000	3,000	3,000	3,000
5800	Capital Outlay	0	0	0	0	0	0	0
	TOTAL	561,825	563,859	568,597	592,858	584,858	584,858	584,858
691 - Historical Commission								
5400	Supplies & Expenses	300	0	0	50	50	50	50
5200	Contract Services/Leases	300	0	0	250	250	250	250
	TOTAL	600	0	0	300	300	300	300
910 - Town Systemwide								
7080	Town Retirements	175,000	95,792	95,000	75,000	75,000	75,000	75,000
7095	Streetlights	225,000	225,000	225,000	225,000	260,000	260,000	260,000
7096	Legal	180,000	245,470	252,135	200,000	250,000	250,000	250,000
	TOTAL	580,000	566,262	572,135	500,000	585,000	585,000	585,000
TOTAL GENERAL GOVERNMENT		3,879,346	4,032,239	3,981,598	4,082,807	4,288,045	4,284,521	4,284,521
210 - Police Department								
5110	Personnel	4,023,037	3,924,719	4,170,858	4,348,978	4,354,666	4,354,666	4,354,666
5120	Permanent Part Time	0	0	0	0	0	0	0
5130	Overtime	568,230	578,000	558,479	567,000	502,000	502,000	502,000
5190	Contractual Obligations	1,366,667	1,324,952	1,364,325	1,465,150	1,436,058	1,436,058	1,436,058
5400	Supplies & Expenses	302,101	329,917	341,781	364,900	364,900	364,900	364,900
5256	Utilities		0	0	0	2,700	2,700	2,700
5200	Contract Services/Leases	79,685	87,481	96,698	109,800	109,800	109,800	109,800
5800	Capital Outlay	130,000	260,955	106,124	63,250	63,250	126,500	126,500
	TOTAL	6,469,720	6,506,024	6,638,265	6,919,078	6,833,374	6,896,624	6,896,624

		EXPEND FY2007	EXPEND FY2008	EXPEND FY2009	BUDGET FY2010	DEPT REQ FY2011	TMGR FY2011	FIN COM FY2011
220 - Fire Department								
5110	Personnel	4,261,052	4,362,544	4,688,075	4,757,386	4,667,980	4,667,980	4,667,980
5120	Permanent Part Time	11,002	11,673	13,216	19,191	16,740	16,740	16,740
5130	Overtime	622,478	744,854	639,382	531,250	552,077	552,077	552,077
5190	Contractual Obligations	886,842	917,859	868,249	916,023	903,451	903,451	903,451
5400	Supplies & Expenses	203,212	237,428	276,157	272,846	272,846	272,846	272,846
5200	Contract Services/Leases	104,482	133,235	112,330	107,113	107,112	107,114	107,114
5256	Utilities	85,330	104,500	83,965	84,500	84,500	84,500	84,500
5800	Capital Outlay	15,000	0	0	0	0	0	0
	TOTAL	6,189,398	6,512,093	6,681,374	6,688,309	6,604,706	6,604,708	6,604,708
231 - Ambulance								
5110	Personnel	498,331	527,619	639,965	656,984	661,258	661,258	661,258
5120	Permanent Part Time	21,281	25,066	820	10,000	5,000	5,000	5,000
5130	Overtime	129,760	130,087	152,254	180,000	168,738	168,738	168,738
5190	Contractual Obligations	66,131	69,919	81,839	88,732	88,194	88,194	88,194
5400	Supplies & Expenses	49,844	47,436	53,986	59,690	59,690	59,690	59,690
5200	Contract Services/Leases	56,434	50,368	61,800	62,800	62,800	62,800	62,800
5800	Capital Outlay	0	0	0	0	0	0	0
	TOTAL	821,781	850,495	990,664	1,058,206	1,045,680	1,045,680	1,045,680
241 - Building Department								
5110	Personnel	296,417	380,591	310,596	314,523	290,696	290,696	290,696
5120	Permanent Part Time	93,736	89,588	91,869	99,266	103,502	103,502	103,502
5130	Overtime	0	0	8,141	4,227	4,227	4,227	4,227
5190	Contractual Obligations	28,689	27,429	27,597	34,077	34,077	34,077	34,077
5400	Supplies & Expenses	5,490	3,484	4,770	6,400	6,400	6,400	6,400
5200	Contract Services/Leases	5,206	6,250	5,016	5,675	5,675	5,675	5,675
5800	Capital Outlay	0	0	0	0	0	0	0
	TOTAL	429,538	507,342	447,989	464,168	444,577	444,577	444,577
244 - Sealer Weights and Measures								
5120	Permanent Part Time	0	0	0	0	0	0	0
5400	Supplies & Expenses	350	350	350	350	350	350	350
5200	Contract Services/Leases	6,000	6,000	6,000	6,000	6,000	6,000	6,000
	TOTAL	6,350	6,350	6,350	6,350	6,350	6,350	6,350
291 - Emergency Management								
5110	Personnel	9,672	9,674	10,342	10,420	10,420	10,420	10,420
5400	Supplies & Expenses	6,000	3,000	6,000	6,000	6,000	6,000	6,000
5190	Contractual Obligations	2,138	2,140	2,899	2,900	2,900	2,900	2,900
5800	Capital Outlay	0	0	0	0	0	0	0
	TOTAL	17,810	14,814	19,241	19,320	19,320	19,320	19,320

		EXPEND FY2007	EXPEND FY2008	EXPEND FY2009	BUDGET FY2010	DEPT REQ FY2011	TMGR FY2011	FIN COM FY2011
292 - Animal Control								
5110	Personnel	42,199	45,096	45,057	51,351	52,049	52,049	52,049
5120	Permanent Part Time	15,082	15,275	16,047	16,467	17,362	17,362	17,362
5130	Overtime	0	0	0	0	0	0	0
5190	Contractual Obligations	2,300	2,550	2,517	2,700	4,000	4,000	4,000
5400	Supplies & Expenses	1,132	743	796	1,100	1,100	1,100	1,100
5200	Contract Services/Leases	813	934	437	2,000	2,000	2,000	2,000
5256	Utilities	5,185	4,640	4,602	6,000	6,000	6,000	6,000
5800	Capital Outlay	0	0	0	0	0	0	0
	TOTAL	66,711	69,238	69,456	79,618	82,511	82,511	82,511
510 - Board of Health								
5110	Personnel	200,188	213,420	227,617	232,864	236,539	236,539	236,539
5120	Permanent Part Time	38,232	44,943	41,778	49,590	43,746	43,746	29,994
5130	Overtime	5,831	5,000	6,117	6,182	6,429	6,429	6,429
5190	Contractual Obligations	15,580	20,290	22,121	26,296	26,596	26,596	26,596
5400	Supplies & Expenses	3,320	2,784	2,895	2,895	2,895	2,895	2,895
5200	Contract Services/Leases	7,324	10,610	6,725	9,576	9,576	9,576	9,576
5800	Capital Outlay	0	0	0	0	0	0	0
	TOTAL	270,475	297,047	307,253	327,403	325,781	325,781	312,029
TOTAL PUBLIC SAFETY		14,271,783	14,763,403	15,160,592	15,562,452	15,362,299	15,425,551	15,411,799
410 - Engineering								
5110	Personnel	337,441	384,910	377,477	378,297	381,135	381,135	381,135
5130	Overtime	8,543	7,102	5,958	14,000	14,000	14,000	14,000
5190	Contractual Obligations	7,600	10,650	11,350	8,950	9,050	9,050	9,050
5400	Supplies & Expenses	4,349	7,395	4,577	7,400	7,400	7,400	7,400
5200	Contract Services/Leases	16,381	23,303	18,204	23,700	22,750	22,750	22,750
5800	Capital Outlay	0	0	0	0	0	0	0
	TOTAL	374,314	433,360	417,566	432,347	434,335	434,335	434,335
421 - Public Works Administration								
5110	Personnel	376,199	406,396	430,140	442,379	446,000	446,000	446,000
5120	Permanent Part Time	0	0	0	0	0	0	0
5130	Overtime	0	0	0	0	0	0	0
5190	Contractual Obligations	19,576	12,254	13,831	15,181	16,948	16,948	16,948
5400	Supplies & Expenses	3,598	2,290	2,075	2,500	2,500	2,500	2,500
5200	Contract Services/Leases	11,650	12,521	9,296	14,500	14,500	14,500	14,500
5800	Capital Outlay	0	0	0	0	0	0	0
	TOTAL	411,023	433,461	455,342	474,560	479,948	479,948	479,948

		EXPEND FY2007	EXPEND FY2008	EXPEND FY2009	BUDGET FY2010	DEPT REQ FY2011	TMGR FY2011	FIN COM FY2011
422 - Highway Department								
5110	Personnel	849,355	772,780	792,420	842,574	853,288	853,288	853,288
5130	Overtime Regular	51,800	51,800	47,949	55,426	55,426	55,426	55,426
5150	Temporary/Seasonal	0	0	0	0	82,320	82,320	82,320
5190	Contractual Obligations	30,775	27,845	31,563	31,425	49,251	49,251	49,251
5400	Supplies & Expenses	339,788	420,286	397,236	397,236	397,236	397,236	397,236
5200	Contract Services/Leases	195,842	232,536	183,551	249,123	249,123	249,123	249,123
5256	Utilities	14,573	17,161	39,662	29,250	29,250	29,250	29,250
5800	Capital Outlay	0	0	0	0	0	0	0
	TOTAL	1,482,133	1,522,408	1,492,381	1,605,034	1,715,894	1,715,894	1,715,894
423 - Snow and Ice								
5131	Snow Overtime	104,577	156,906	172,252	70,000	70,000	70,000	70,000
5278	Snow and Sand Expenses	545,455	1,029,816	1,214,374	350,000	350,000	350,000	350,000
	TOTAL	650,032	1,186,722	1,386,626	420,000	420,000	420,000	420,000
433 - Solid Waste								
5285	Solid Waste	3,209,326	3,189,027	3,271,498	3,362,448	3,362,448	3,362,448	3,362,448
		3,209,326	3,189,027	3,271,498	3,362,448	3,362,448	3,362,448	3,362,448
441 - Sewer Department								
5110	Personnel	859,092	939,073	1,084,338	1,095,663	1,101,360	1,101,360	1,101,360
5150	Temporary/Seasonal	0	0	0	0	13,173	13,173	13,173
5130	Overtime	131,535	128,943	81,000	130,000	130,000	130,000	130,000
5190	Contractual Obligations	25,067	51,831	52,106	50,356	50,356	50,356	50,356
5400	Supplies & Expenses	343,500	623,676	536,531	442,900	435,100	435,100	435,100
5200	Contract Services/Leases	575,276	447,072	670,522	903,500	853,500	853,500	853,500
5256	Utilities	701,060	556,881	521,626	699,700	676,700	615,000	615,000
5800	Capital Outlay	0	0	0	0	0	0	0
	TOTAL	2,635,530	2,747,476	2,946,123	3,322,119	3,260,190	3,198,490	3,198,490
450 - Water Division								
5110	Personnel	1,081,436	1,161,809	1,202,099	1,260,829	1,171,024	1,171,024	1,171,024
5120	Permanent Part Time	24,264	37,018	42,548	46,278	74,283	74,283	74,283
5130	Overtime	364,572	318,869	282,278	311,755	311,755	311,755	311,755
5132	Flushing Program	14,244	30,115	0	37,450	37,450	37,450	37,450
5150	Temporary/Seasonal	0	0	0	0	15,120	15,120	15,120
5190	Contractual Obligations	63,531	64,273	61,163	60,809	88,384	88,384	88,384
5400	Supplies & Expenses	635,051	823,746	1,058,023	1,495,080	1,331,086	1,331,086	1,331,086
5200	Contract Services/Leases	173,708	356,218	303,311	284,285	270,785	270,785	270,785
5256	Utilities	639,075	663,566	633,962	688,202	699,737	699,737	699,737
5800	Capital Outlay	0	0	0	0	24,000	0	0
	TOTAL	2,995,881	3,455,614	3,583,384	4,184,688	4,023,624	3,999,624	3,999,624

		EXPEND FY2007	EXPEND FY2008	EXPEND FY2009	BUDGET FY2010	DEPT REQ FY2011	TMGR FY2011	FIN COM FY2011
491 - Cemetery Parks/Trees								
5110	Personnel	378,203	382,664	443,303	398,001	357,398	357,398	357,398
5120	Permanent Part Time	37,800	35,231	37,036	37,800	49,585	49,585	49,585
5130	Overtime	68,415	67,645	68,415	68,415	68,415	68,415	68,415
5190	Contractual Obligations	47,553	12,050	14,800	51,240	12,950	12,950	12,950
5400	Supplies & Expenses	41,418	32,015	41,345	41,500	44,600	44,600	44,600
7093	Mosquito Control	20,876	21,356	18,906	21,600	21,600	21,600	21,600
5200	Contract Services/Leases	50,752	43,215	45,996	46,000	47,600	47,600	47,600
5256	Utilities	8,347	11,764	13,256	13,270	14,070	14,070	14,070
5800	Capital Outlay	0	0	0	0	0	0	0
5100	Perpetual Care	0	0	0	0	0	0	0
	TOTAL	653,364	605,940	683,057	677,826	616,218	616,218	616,218
TOTAL PUBLIC WORKS		12,411,603	13,574,008	14,235,977	14,479,021	14,312,656	14,226,956	14,226,956
300 - Billerica Public Schools								
5160	Professional Salaries	36,128,805	37,200,664	38,310,689	37,572,620	36,892,820	36,892,820	36,892,820
5170	Clerical Salaries							
5180	Other Salaries							
5400	Supplies & Expenses	1,227,915	1,562,628	1,394,679	1,638,961	1,661,881	1,661,881	1,661,881
5200	Contract Services/Leases	8,403,253	9,587,339	7,188,491	9,011,051	9,607,709	9,607,709	9,607,709
5256	Utilities	1,398,799	1,480,550	1,732,705	1,595,314	1,676,592	1,676,592	1,676,592
5800	Capital Outlay	13,931	31,049	21,593	27,352	277,352	277,352	277,352
	TOTAL	47,172,703	49,862,230	48,648,157	49,845,298	50,116,354	50,116,354	50,116,354
310 - Shawsheen Technical School								
5300	Operating Costs	6,983,303	6,796,302	6,896,238	6,701,863	6,635,759	6,635,759	6,635,759
5800	Capital Outlay	0	0	0	0	0	0	0
	TOTAL	6,983,303	6,796,302	6,896,238	6,701,863	6,635,759	6,635,759	6,635,759
TOTAL PUBLIC EDUCATION		54,156,006	56,658,532	55,544,395	56,547,161	56,752,113	56,752,113	56,752,113

		EXPEND FY2007	EXPEND FY2008	EXPEND FY2009	BUDGET FY2010	DEPT REQ FY2011	TMGR FY2011	FIN COM FY2011
610 - Public Library								
5110	Personnel	386,080	415,509	450,641	462,463	466,363	466,363	466,363
5120	Permanent Part Time	448,775	477,125	486,285	489,711	475,152	475,152	488,904
5190	Contractual Obligations	28,974	29,058	30,033	34,045	36,801	36,801	36,801
5400	Supplies & Expenses	149,632	151,696	165,725	182,817	178,817	178,817	178,817
5200	Contract Services/Leases	46,899	51,899	54,888	57,180	56,180	56,180	56,180
7059	Cleaning Service	14,718	15,774	15,492	17,000	16,000	16,000	16,000
5256	Utilities	84,992	84,435	81,934	78,800	75,000	75,000	75,000
5800	Capital Outlay	0	0	0	0	0	0	0
	TOTAL	1,160,070	1,225,496	1,284,998	1,322,017	1,304,313	1,304,313	1,318,065
630 - Recreation Department								
5110	Personnel	179,289	195,414	209,435	214,751	214,751	214,751	214,751
5120	Permanent Part Time	49,000	56,599	49,192	59,000	59,000	59,000	59,000
5190	Contractual Obligations	5,482	5,832	5,732	7,032	7,032	7,032	7,032
5400	Supplies & Expenses	21,628	16,650	15,250	12,080	12,080	12,080	12,080
5200	Contract Services/Leases	54,688	55,735	52,475	33,980	40,495	40,495	40,495
5256	Utilities	9,615	15,144	14,226	27,950	17,000	17,000	17,000
5800	Capital Outlay	0	0	0	0	155,922	0	0
	TOTAL	319,702	345,374	346,310	354,793	506,280	350,358	350,358
91070 - Civic Events/Organizations								
7067	VFW-P, DAV, VFW-S	600	600	600	800	800	800	800
7068	Memorial Day/Homcoming	8,500	7,025	7,495	8,500	8,500	8,500	8,500
7097	Family First Night	4,967	3,245	3,167	5,000	5,000	5,000	5,000
7098	350th Celebration	0	0	0	0	0	0	0
7076	Middlesex Canal	1,500	1,500	1,500	1,500	1,500	1,500	1,500
7077	Beautification	1,000	3,000	3,739	1,000	1,000	1,000	1,000
7084	Scholarship Account	4,020	6,019	4,240	4,240	4,240	4,240	4,240
	TOTAL	20,587	21,389	20,741	21,040	21,040	21,040	21,040
TOTAL LIBRARY & RECREATION		1,500,359	1,592,259	1,652,049	1,697,850	1,831,633	1,675,711	1,689,463
543 - Veterans Services								
5110	Personnel	103,451	106,149	112,136	112,980	112,980	112,980	112,980
5190	Contractual Obligations	8,000	8,100	7,708	8,708	8,708	8,708	8,708
5400	Supplies & Expenses	2,473	3,145	3,016	3,145	3,145	3,145	3,145
5200	Contract Services/Leases	1,085	0	1,285	1,285	1,285	1,285	1,285
5280	Veterans Benefits	365,000	358,299	380,000	360,000	360,000	360,000	360,000
	TOTAL	480,009	475,693	504,145	486,118	486,118	486,118	486,118

		EXPEND FY2007	EXPEND FY2008	EXPEND FY2009	BUDGET FY2010	DEPT REQ FY2011	TMGR FY2011	FIN COM FY2011
541 - Council on Aging								
5110	Personnel	146,089	169,565	177,492	182,921	185,133	185,133	185,133
5120	Permanent Part Time	14,586	15,652	13,499	10,681	10,681	10,681	10,681
5190	Contractual Obligations	5,854	5,474	5,751	6,453	6,953	6,953	6,953
5400	Supplies & Expenses	6,769	8,724	10,650	11,650	11,650	11,650	11,650
5200	Contract Services/Leases	57,354	61,877	49,985	52,402	46,952	46,952	46,952
5256	Utilities	29,860	34,480	44,600	49,000	47,824	47,824	47,824
5800	Capital Outlay	10,295	0	0	0	137,000	0	0
	TOTAL	270,807	295,772	301,977	313,107	446,193	309,193	309,193
561 - Commission on Disabilities								
5400	Supplies & Expenses	0	0	0	100	100	100	100
5200	Contract Services/Leases	0	0	0	100	100	100	100
	TOTAL	0	0	0	200	200	200	200
563 - Housing Partnership								
5150	Temporary/Seasonal	0	0	0	0	0	0	0
5400	Supplies & Expenses	110	0	0	600	500	500	500
	TOTAL	110	0	0	600	500	500	500
TOTAL HUMAN SERVICES		750,926	771,465	806,122	800,025	933,011	796,011	796,011
710 - Debt and Interest								
7150	Debt Principal - Town	4,817,722	4,196,373	4,015,509	4,462,954	4,426,633	4,426,633	4,426,633
7140	Debt Principal - School	0	245,000	245,000	540,000	540,000	540,000	540,000
7550	Debt Interest - Town	0	1,460,737	1,436,138	1,561,185	1,286,515	1,286,515	1,286,515
7160	Debt Interest - School	0	153,395	160,170	261,914	246,914	246,914	246,914
7580	New Debt - Town Interest	0	0	0	0	298,187	298,187	298,187
7130	Temporary Borrowing - Town	147,232	444,734	223,412	586,922	402,000	402,000	402,000
7140	Temporary Borrowing - School	0	0	0	0	0	0	0
7170	New Debt - School Interest	0	0	112,599	0	0	0	0
7180	New Debt - Town Principal	0	0	660,000	0	797,000	797,000	797,000
7570	New Debt - School Principal	0	0	301,000	0	0	0	0
	TOTAL	4,964,954	6,500,239	7,153,828	7,412,975	7,997,249	7,997,249	7,997,249

		EXPEND FY2007	EXPEND FY2008	EXPEND FY2009	BUDGET FY2010	DEPT REQ FY2011	TMGR FY2011	FIN COM FY2011
91070 - Town/School Shared Costs								
7010	Bldg/Auto/Liab Insurance	815,143	969,333	983,891	1,034,426	1,020,000	1,020,000	1,020,000
7012	Health Insurance	10,197,257	10,903,130	11,720,865	12,571,830	12,949,000	12,949,000	12,949,000
7020	Workers' Compensation	535,152	583,342	566,358	665,766	666,000	666,000	666,000
7030	Unemployment Comp.	47,073	30,442	73,564	44,000	200,000	200,000	200,000
7042	Medicare	632,041	686,604	737,508	617,508	740,000	740,000	740,000
7052	County Retirement Assessment	5,205,872	5,667,683	6,352,561	6,891,684	6,898,125	6,898,125	6,898,125
	TOTAL	17,432,538	18,840,534	20,434,747	21,825,214	22,473,125	22,473,125	22,473,125
TOTAL TOWN & SCHOOL SHARED COSTS		22,397,492	25,340,773	27,588,575	29,238,189	30,470,374	30,470,374	30,470,374

	EXPEND FY2007	EXPEND FY2008	EXPEND FY2009	BUDGET FY2010	DEPT REQ FY2011	TMGR FY2011	FIN COM FY2011
SUMMARY							
General Government	3,879,346	4,032,239	3,981,598	4,082,807	4,288,045	4,284,521	4,284,521
Public Safety	14,271,783	14,763,403	15,160,592	15,562,452	15,362,299	15,425,551	15,411,799
Public Works	12,411,603	13,574,008	14,235,977	14,479,021	14,312,656	14,226,956	14,226,956
Public Education	54,156,006	56,658,532	55,544,395	56,547,161	56,752,113	56,752,113	56,752,113
Library and Recreation	1,500,359	1,592,259	1,652,049	1,697,850	1,831,633	1,675,711	1,689,463
Human Services	750,926	771,465	806,122	800,025	933,011	796,011	796,011
Town/School Shared Costs	22,397,492	25,340,773	27,588,575	29,238,189	30,470,374	30,470,374	30,470,374
TOTAL	109,367,515	116,732,679	118,969,308	122,407,505	123,950,131	123,631,237	123,631,237

ARTICLE 22 - TO ALLOW TOWN MANAGER AND FINANCE COMMITTEE TO TRANSFER FUNDS

To see if the Town will vote to allow the Town Manager, upon the request of a Department Head, Board or Commission, to make a transfer of funds between budget line items not-to-exceed a difference of $5,000 from the amount voted at Town Meeting per line item for the Fiscal Year 2011, with the exclusion of the travel accounts within the same department. Transfers within department line items in excess of $5,000 for Fiscal Year 2011 must be approved by the Finance Committee. A written report from the Town Manager on all transfers of $5,000 and under must be provided to the Finance Committee on the first Tuesday on each month; or act in relation thereto.

Submitted by the Finance Committee

ARTICLE 23 - TO AUTHORIZE DEPARTMENTAL REVOLVING FUNDS

To see if the Town will vote to authorize revolving funds for certain Town departments under M.G.L. Chapter 44, Section 53E$^{1/2}$ for the Fiscal Year beginning July 1, 2010 as follows; or act in relation thereto.

REVOLVING FUND	AUTHORIZED TO SPEND FUND	REVENUE SOURCE	USE OF FUND	FISCAL YEAR 08 SPENDING LIMIT
Telecommunications	Town Manager	Lease of Space on Water Storage Tanks	Water Storage and Distribution System	$60,000
Wetlands By-Law	Town Manager	Fees from Wetland By-Law	Enforcement of Wetland By-Law	$30,000
Backflow Prevention	DPW Director	Fees for Backflow Prevention Inspections	Backflow Prevention Program	$120,000
C.O.A. Programs	Council on Aging Director	Fees from Senior Center Programs	Support of the Senior Center Programs	$40,000
BEAM Program	School Superintendent	Revenues from Medicaid and Health Insurance	Support of BEAM Program	$850,000
Respite Care Program	C.O.A. Director	Fees from Respite Care Program	Support of Respite Care Program	$120,000
TOTAL:				$1,220,000

Submitted by the Town Manager; authorized by the Board of Selectmen and Billerica School Committee

ARTICLE 24 - TO FUND TOWN CAPITAL BUDGET

To see if the Town will vote to transfer from Overlay Surplus Funds the sum of $481,000 to fund the following Capital Outlays:

FY 2011 Capital Outlay

PUBLIC WORKS - HIGHWAY	
5 Ton Dump Truck with Sander & Plow	$144,000.00
PUBLIC WORKS - CEMETERY, PARKS AND TREES	
Truck with 3000 pound Crane Log Loader	157,000.00
RECREATION	
Micozzi Beach Dock System Sports Field Upgrades, Manning State Park Fitness Equipment Trail	27,500.00
VVP Wetlands Restoration	25,000.00
Lampson and VVP Signs and CCTV, Lewis Building Doors, Akeson and Lock Roadways, Guardrails	50,500.00
COUNCIL ON AGING	
Function Room Upgrades, Acoustic Panels 1st Floor, Windows, Chairs	36,000.00
Parking Lot Expansion	41,000.00
Total Capital Outlay	$481,000.00

Or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

ARTICLE 25 - TRANSFER SEWER INFLOW AND INFILTRATION FUND

To see if the Town will vote to transfer $400,000 from the Inflow and Infiltration Fund (I/I) to fund the Sewer Inflow and Infiltration Investigation and Repair Program to eliminate Inflow and Infiltration from the Town Wastewater Collection System; or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

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ARTICLE 26 - TO FUND THE FOX HILL CEMETERY EXPANSION DESIGN

To see if the Town will vote to transfer from overlay surplus the sum of $110,000 to fund the Fox Hill Cemetery Expansion Design; or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

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ARTICLE 27 - TO FUND THE TOWN-WIDE WATER METER REPLACEMENT PROGRAM

To see if the Town will vote to authorize the Treasurer, with approval of the Board of Selectmen, to borrow under M.G.L. Chapter 44, Section 8, Subsection 7A, or any other relevant statute, the sum of $6,000,000 to be spent under the direction of the Town Manager for the Water Meter Replacement Program; or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

ARTICLE 28 - TO APPROVE A CERTIFIED PROJECT APPLICATION SUBMITTED BY PHARMALUCENCE, INC.

To see if the Town will vote to approve a Certified Project Application submitted by Pharmalucence, Inc., 29 Dunham Road for facilities located within the Middlesex Turnpike South Economic Opportunity Area (EOA) in Billerica Massachusetts and more specifically described on Assessors Map 108, Parcel 1-1. Said approval will provide local and state tax relief to promote economic development in accordance with M.G.L c.23A, ss 3A-3H. In addition, the Project Certification confirms:

A) The project, as proposed, is consistent with and can reasonably be expected to benefit significantly from inclusion as a Certified Project.

B) The project, as described in the Project Certification Application, will increase employment opportunities for the residents of Billerica by allowing for continued growth and expansion of facilities in the Economic Opportunity Area.

C) The Town requests that this project be designated as a certified project for a term of not less than five (5) years or more than twenty (20) years duration; or act in relation thereto.

Submitted by the Town Manager and authorized by the Board of Selectmen

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ARTICLE 29 - TO TRANSFER THE CARE, CUSTODY, MANAGEMENT & CONTROL OF THE OLD DITSON SCHOOL FROM THE SCHOOL COMMITTEE TO THE BOARD OF SELECTMEN

To see if the Town will vote to transfer from the care, custody, management and control of the real property identified as the Ditson School, more specifically identified on the Billerica Assessors' Map 99, Parcel 96, from the School Committee to the Board of Selectmen and to change the purpose for which said parcel is being held by the Town from school purposes to general municipal and/or disposition purposes; or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen and School Committee

ARTICLE 30 - TO USE A CERTAIN PARCEL OF LAND LOCATED ON RANGEWAY ROAD AS A CEMETERY

To see if the Town will vote to allow the use of a certain parcel of land located on Rangeway Road, Billerica, Massachusetts for use as a cemetery, pursuant to M.G.L. 114, Section 34, which said parcel is shown on the Billerica Assessor's Map as Map 21, Parcel 9-5. The said parcel is described as follows:

> A certain parcel of land situated in Billerica, Middlesex County, Commonwealth of Massachusetts on the southeasterly side of Rangeway Road and being shown as Lot B on a plan entitled "Compiled Plan of Land in Billerica, Mass., prepared for David L. Lynch, September 9, 1983, Fleming, Bienvenu & Associates, Inc., Surveyors and Engineers", which said plan is recorded with Middlesex County (North District) Registry of Deeds in Plan Book 140, Plan 144, and containing 16.9 acres, more or less, according to said Plan.

Or act in relation thereto.

Submitted by Stephen Lentine and Messrs. Lentine, Ahern, Egan, Carella, Baum, Lentine, Lentine, McConnon and Madames Lentine, Patriquin, Moore, Lentine and Lentine-McConnon.

ARTICLE 31 - TO SELL FOR $1.00 FIVE ACRES OF CABOT PROPERTY TO BILLERICA HOUSING AUTHORITY

To see if the Town will vote to transfer, convey or sell or authorize the Board of Selectmen to transfer, convey or sell for one dollar ($1.00) five (5) acres of contiguous buildable upland to the Billerica Housing Authority for the purpose of developing and managing said land for affordable housing and/or senior housing. Said five acres is a portion of the property conveyed by Cabot Corporation to the Inhabitants of the Town of Billerica by deeds dated August 25, 2005 and recorded at the Middlesex North District Registry of Deeds at Book 19222, Page 101 (recorded land) and Certificate of Title No. 38100 in Land Registration Office of said Registry at Book 193, Page 199 (registered land) and further described on a Plan of land recorded in the Middlesex North Registry of Deeds in Plan Book 147, Plan 127. Said five acres shall include sufficient frontage along a public way or a way to which the public has access to provide adequate access and egress to and from the property.

Submitted by Ronald DiOrio, Jr. and Messrs. Casey, DiOrio, Austin, McKenna and Madames Pearson, Ford, Sarno, Surette, Halleran, Blanchette, Rowe and Carbone.

ARTICLE 32 - TO REVISE THE COMPOSITION OF THE PARKER SCHOOL BUILDING COMMITTEE

To see if the Town will vote to revise the composition of the Parker School Building Committee by adding the position of Town Manager and deleting the position of Building Inspector.

Submitted by the Parker School Building Committee

ARTICLE 33 - TO ESTABLISH A GENERAL BY-LAW REVIEW COMMITTEE

To see if the Town will vote to establish a General By-Law Review Committee in accordance with the provisions of Section 7-9(b) of the Charter. Said committee shall consist of nine (9) members. Eight (8) members shall be appointed by the Town Moderator. One (1) shall be a member of the Committee on Rules appointed by said committee; or act in relation thereto.

Submitted by the Rules Committee

ARTICLE 34 - TO ESTABLISH A ZONING BY-LAW REVIEW COMMITTEE

To see if the Town will vote to establish a Zoning By-Law Review Committee in accordance with the provisions of Section 7-9(b) of the Charter. Said committee shall consist of the following nine (9) members: Town Planner, Building Inspector, one member from the Zoning Board of Appeals, one member of the Planning Board and five (5) residents of the Town to be appointed by the moderator; or act in relation thereto.

Submitted by the Rules Committee

ARTICLE 35 - TO AMEND ARTICLE II, PARAGRAPH 12, SECTION 12.2 OF THE GENERAL BY-LAWS

To see if the Town will vote to amend Article II, paragraph 12, Section 12.2 of the Billerica General By-Laws by adding the following paragraph to the end of Section 12.2:

"All new appointments, re-appointments or replacements to fill unexpired terms shall not be employed nor have any immediate family members who are employed by the Town of Billerica during their (appointee) term. Furthermore, the appointee or his/her immediate family member shall not be a party to any contract or subcontract to which the Town is a party, nor shall the appointee or his/her immediate family member have any interest, direct or indirect, in any business arrangement with the Town of Billerica."

For purposes of this article "immediate family member" means the spouse, mother, father, brother, sister, or child of proposed appointee (whether related as a full blood relative, or as a "half" or "step" relative, e.g., a half brother or stepchild).

Submitted by Alan Ramos and Messrs. Bartlett, Casey, Hurd, MacDonald, Capobianco, Fraine, Parenti, Boemeester and Madames Greene, Ramos and Kreconus.

ARTICLE 36 - TO AMEND SECTION 13.B AND ADD SECTION 13.F TO THE ZONING BY-LAW

To see if the Town will vote to amend Sect. 13.B and add Sect. 13.F to the Zoning By-Law to read:

B. FILING AN APPLICATION FOR A SPECIAL PERMIT

All applications for a special permit to the Special Permit Granting Authority (SPGA) shall be in writing on required forms; shall contain the required information; and shall be reviewed by such other boards, agencies, and agents as prescribed by the Special Permit Granting Authority in its rules for the conduct of its business unless otherwise noted herein.

F. DISTRIBUTION OF PLANS

Within five calendar days before submission of the special permit application the applicant shall provide copies of the plans and associated documents to the following entities for comment:

1. Board of Health
2. Conservation Commission
3. Department of Public Works
4. Fire Department
5. Planning Board
6. Police Department
7. Zoning Board of Appeals

Each of the above shall be afforded 21 calendar days from their receipt to comment after which the SPGA may assume they have no comments. As part of the submittal to the SPGA, the applicant shall provide documentation in the form of a "signature sheet" that this has been done. The SPGA may grant an extension of these time frames for good cause.

Or act in relation thereto.

Submitted by the Planning Board

ARTICLE 37 - TO AMEND ARTICLE VI, SECTION 12, RECREATION VEHICLES, OF THE GENERAL BY-LAWS

To see if the town will vote to amend Article VI, Section 12 of the General By-Laws, entitled Recreation Vehicles, to read as follows:

12.1 The use of two, three or four wheel recreational motor vehicles, as partly defined in M.G.L Chapter 90B, Section 20, more commonly known as "dirt bikes" or "ATV's" is hereby prohibited on any land in the Town except that land for which an operator of said vehicle(s) has on their person written permission from the owner or lessee of said land.

12.2 No such permitted use of private property by an operator of a vehicle shall occur between nine o'clock post meridian (9:00 p.m.) and ten o'clock ante meridian (10:00a.m.)

12.3 No permitted use of private property by recreational motor vehicles subject to this By-Law shall be permitted within one hundred (100') feet of any abutting parcel of land. It shall be the responsibility of the property owner to place appropriate boundary markers, as may be required to assure compliance with this section.

12.4 Any person or owner of land found to be in violation of this By-Law shall pay a fine of one hundred ($100.00) dollars per violation. Each day that such violation continues shall constitute a separate offense.

12.5 This By-Law may be enforced by a non-criminal disposition. The Billerica Police Department or any other law enforcement agency shall be the enforcing agents for the Town.

Submitted by Marc T. Lombardo, Member, Board of Selectmen

ARTICLE 38 - TO VOTE TO CHANGE ARTICLE VI POLICE REGULATIONS OF THE GENERAL BY-LAWS

To see if the Town will vote to change Article VI Police Regulations as follows:

To Section 7.1 add:

A. With respect to private property, if permission is granted by the property owner or legal occupant thereof, the following shall apply:

1. Hunters, alone or in groups, who obtain land owner permission for the purpose of sporting shall notify the Chief of Police in writing at least 24 hours before commencing hunting. The term "sporting" shall not include hunting for the purpose of wildlife control or nuisance control conducted in an organized fashion by an entity or person other than the property owner. Should permission be granted to such a professional entity or person, said notice shall include the name of the entity or person authorized to perform said services, all license numbers, a detailed description of the scope of work to be performed including date(s), time(s), and setbacks. Said notice shall also include a Certificate of Insurance, satisfactory to the Police Chief, naming the Town as an additional insured;

2. Non-Sporting Hunters who do not comport with the requirements of paragraph one, above, shall be subject to the provisions of paragraphs 2-4, herein. They shall provide written notice of any hunting activity, at least twenty one (21) days in advance, to the Billerica Chief of Police.

3. Non-Sporting Hunters shall post clear and legible Warning Signs, of a minimum size of 8 ½" by 11", every fifty (50) feet around the entire perimeter of the property upon which the hunting will take place. Said signage shall be posted at all times during such activity and shall be removed, by the Non-Sporting Hunters, within thirty (30) days of the conclusion of said activity;

4. Upon receiving approval from the Billerica Chief of Police, the hunting entity or person shall, at least two weeks in advance of hunting activity, notify in writing, via first class mail, all abutters of said activity. Should the property be within 500 feet of a school, the entity or person shall also issue written notice, at least two weeks in advance, to the Superintendent of Schools.

The property owner or legal occupant of any property upon which hunting shall take place, and all authorized hunters, shall comply with all State laws and Regulations as well as directives of the Chief of Police regarding the conduct of said activity. Hunting in this section only refers to hunting with a firearm, rifle or shotgun.

Submitted by Robert Correnti, Member, Board of Selectmen

ARTICLE 39 - TO VOTE TO CHANGE ARTICLE IX VACANT BUILDING BY-LAW OF THE GENERAL BY-LAWS

To see if the Town will vote to amend Article IX of the General By-Laws (Building Department) by adding he following definitions and inserting a new Section 14, Vacant Buildings to read as follows:

REGULATION AND MAINTENANCE OF VACANT COMMERCIAL/INDUSTRIAL PROPERTIES

Definitions:

Building Inspector: Billerica's Building Inspector

Owner: Every person, entity, service company, property manager or real estate broker, who alone or severally with others:

(1) Has legal or equitable title to any commercial/industrial building or parcel of land, vacant or otherwise; or

(2) has care, charge or control of any commercial/industrial building or parcel of land, vacant or otherwise, in any capacity including but not limited to agent, executor, executrix, administrator, administratrix, trustee or guardian of the estate of the holder of legal title; or

(3) is a mortgagee in possession of any such property; or

(4) is an agent trustee or other person appointed by the courts and vested with possession or control; or

(5) is an officer or trustee of the association of unit Owners of a condominium; each such person is bound to comply with the provisions of these minimum standards as if he were the Owner; or

(6) is a trustee who holds, owns or controls mortgage loans for mortgage backed securities transactions and has initiated a foreclosure process.

Local: Within a twenty (20) mile radius of the property in question.

Property: Any real property, or portion thereof, located in the Town of Billerica, including buildings or structures situated on the property.

Vacant: To help protect the health, safety and welfare of the citizens by preventing blight, protecting property values and neighborhood integrity, protecting the Town's resources, avoiding the creation and maintenance of nuisances and ensuring the safe and sanitary maintenance of vacant buildings and as vacant buildings are at an increased risk for fire, unlawful entry, and other public health and safety hazards, this By-Law will help secure the welfare of the Town's occupants, abutters, and neighborhoods by requiring all Commercial/Industrial property Owners, including lenders, trustees, and service companies and the like, to register and properly maintain vacant properties and by regulating the maintenance of vacant properties to prevent blighted and unsecured buildings. Any Commercial/Industrial property not currently legally occupied and not properly maintained or secured in accordance with sec 14.4 is a vacant building.

14.1 Evidence of vacant property: Any vacant structure or building that shows visible signs of physical distress, including boarded windows, fire damage, exposure to the elements, susceptibility to unauthorized entry, disconnected utilities and the accumulation of trash, junk and/or debris.

14.2 Registration: Prior to or within one hundred eighty (180) days of a property becoming vacant or demonstrating evidence of vacancy, the Owners must register the property with the Building Inspector on forms provided by the Building Inspector. All registrations must state the Owner's phone number and mailing address. This registration must state if the property is vacant at the time of filing, and if so for how long. If the Owner and/or registrant does not reside in the Commonwealth, he must designate and retain a local individual or local property management company responsible for the security and maintenance of the property. This designation must state the individual or company's name, phone number, and local mailing address. None of the required addresses shall be a Post Office Box. Once the property is no longer vacant or is sold, the Owner must provide proof of sale or written notice and proof of lawful occupancy to the Building Inspector.

14.3 Registration Fees: Property registrations are valid for one calendar year. An annual non-refundable registration fee to cover the administrative costs of the monitoring of each vacant building shall accompany each registration. The Building Inspector may waive a fee upon a finding of hardship or upon a finding that a building is not occupied due to renovation, provided the owner has made provisions to properly maintain the property for the duration of the vacancy. The annual registration fee shall be one hundred ($100) dollars.

14.4 Maintenance Requirements:

(1) Vacant properties subject to this section must be maintained in accordance with the relevant Sanitary, Building, and Fire Codes and in accordance with regulations promulgated by the Building Inspector pertaining to the external/visible maintenance of the property, including but not limited to the maintenance of lawns, shrubbery, and other landscape features and major system maintenance of the property. Broken windows or doors must be repaired or replaced within thirty (30) days of issuance of a written notification by the Building Inspector. Boarding up of open or broken windows is prohibited except as a temporary measure for no longer than thirty (30) days.

(2) The Owner must inspect and maintain the property on at least a monthly basis for the duration of the vacancy.

(3) The Owner of any property vacant for a period exceeding six months whose utilities have been shut off shall have those utilities removed or cut and capped to prevent accidents.

(4) Compliance with this section shall not relieve the Owner of any applicable obligations set forth in any other codes, regulations, covenant conditions or restrictions, and/or homeowner or condominium association rules and regulations.

(5) The Owner shall take care of the landscaping by cutting and watering of the lawn, trees and/or shrubs.

(6) If deemed necessary by the Building Inspector; the Owner must erect and maintain a six (6') foot fence within thirty (30') feet of the entire structure.

14.5 Inspections: The Building Inspector, the Director of the Board of Health, the Chief of the Police Dept. and the Chief of the Fire Dept. or their designees shall have the authority to periodically inspect any property subject to this section for compliance. The Building Inspector shall have the discretion to determine when and how such inspections are to be made, provided that the time and manner of such inspections are reasonably calculated to ensure that this section is enforced.

14.6 Town's Right to Maintain: If at any time the Building Inspector determines that the vacant property is not being maintained in accordance with the provisions of this By-Law, he will so notify the Owner in writing at the address provided in the registration, or if the property is not registered, at the Owner's last known address. If any maintenance deficiency is not corrected within 30 days of said notice the Building Inspector may impose the fines described herein and may enter onto such property to maintain or correct any deficiency. The reasonable costs of such maintenance or correction shall be billed to the Owner.

14.7 Penalties: Violations of any portion of this section, including violations of any regulation promulgated hereunder, shall be punishable by a fine of three hundred dollars ($300.00) for each day during which the violation continues. Such fines shall be handled as a non-criminal disposition of specified sections of this By-Law, pursuant to the authority granted by G.L. c. 40, sec. 21D, said violation may be enforced in the manner provided in such statute. The civil penalty for each such violation is set forth herein.

14.8 Enforcement: The Building Inspector or his designee shall enforce all provisions of this section; including any regulation promulgated hereunder, and shall institute all necessary administrative or legal action to assure compliance. Any Owner found to be in violation of this section shall receive a written warning and a minimum of thirty days to remedy all violations prior to the institution of any enforcement action by the Building Inspector.

14.9 Appeals: Any person aggrieved by the assessment of a fee under this section may seek an administrative appeal to the Building Inspector. Such appeal must be filed with the Building Inspector in writing within 21 days from the date of the action which is subject of the appeal. The written appeal must be accompanied by a non-refundable fee of $75.00. The appellant shall have the burden of proof on said appeal. The appeal shall be limited solely to the issues of whether the property is vacant and to the period of time the property has been vacant. Upon proper filing of an administrative appeal, payment of the annual registration fee shall be stayed pending outcome of the appeal. If the appellant does not prevail upon appeal, the payment of the full assessed amount shall be paid within fourteen (14) days of the decision. Any person aggrieved by a final decision on such administrative appeal may seek relief in any court of competent jurisdiction as provided by the laws of the Commonwealth.

14.10 Regulatory Authority: The Building Inspector has the authority to promulgate rules and regulations necessary to implement and enforce this By-Law.

Submitted by Selectman Robert Correnti, Member, Board of Selectmen